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# AMENDMENT TRANSMITTAL LETTER

Attorney Docket No.: A3107-US-NP  
XERZ 200594

Ser. No.: 10/612,122	Filed: July 2, 2003	Examiner: Miller
Art Unit: 3653	Title: <b>SYSTEM FOR TRANSPORTING AND SELECTIVELY SORTING PARTICLES AND METHOD OF USING THE SAME</b>	

To the Commissioner for Patents:

Transmitted herewith is an Amendment in the above-identified application. The fee has been calculated as shown below.

CLAIMS AS AMENDED						
	Claims remaining after amendment		Highest Number Previously Paid For	No. of Extra Claims Present	Rate	Additional Rate
Total Claims	18	Minus	25	0	X 50	\$0.00
Indep. Claims	4	Minus	.5	0	X 200	\$0.00
TOTAL					=	\$0.00

- ☒ No additional fee is required.
- ☐ Charge \$\_\_\_\_\_ to Deposit Account No. 24-0037.
- ☐ Applicants hereby petition the Commissioner under 37 C.F.R. § 1.136(a) and request a **month extension of time** to respond to the outstanding Office Action. Payment for the filing of the above-requested extension of time fee is authorized to be charged to a Credit Card. The appropriate PTO-2038 form is enclosed for this purpose. If the Credit Card is unable to be charged, please charge this extension of time fee to Deposit Account No. 06-0308.
- ☒ Applicants request any extensions of time that may be necessary and authorize the required fees be charged to Deposit Account No. 24-0037.
- ☒ Please charge any additional fees or credit overpayment to Deposit Account No. 24-0037.

Respectfully submitted,  
FAY, SHARPE, FAGAN,  
MINNICH & MCKEE, LLP

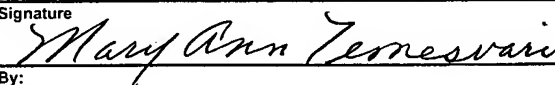
Date:

September 25, 2006

  
Mark E. Bandy, Reg. No. 35,788  
1100 Superior Avenue, 7<sup>th</sup> Floor  
Cleveland, Ohio 44114-2579  
(216) 861-5582

## CERTIFICATE OF MAILING OR TRANSMISSION

- Under 37 C.F.R. § 1.8, I certify that this Amendment Transmittal Letter and accompanying document(s) are being
- ☒ deposited with the United States Postal Service as First Class mail, addressed to: MAIL STOP AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.
- ☐ transmitted via facsimile in accordance with 37 C.F.R. § 1.8 on the date indicated below.
- ☐ deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10, addressed to: MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

Express Mail Label No.	Signature 
Date: <u>Sept. 25, 2006</u>	By: Mary Ann Temesvari



CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that this paper and/or fee is being deposited with the United States Postal Service as First Class Mail service on Sept 25, 2006 and is addressed to the MAILSTOP AF, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By:

*Mary Ann Temesvari*  
Mary Ann Temesvari

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

INVENTOR(S) : Lean et al.

TITLE : SYSTEM FOR TRANSPORTING AND  
SELECTIVELY SORTING PARTICLES  
AND METHOD OF USING THE SAME

APPLICATION NO. : 10/612,122

FILED : July 2, 2003

CONFIRMATION NO. : 3936

EXAMINER : Hageman

ART UNIT : 3653

LAST OFFICE ACTION : August 15, 2006

ATTORNEY DOCKET NO. : A3107-US-NP  
XERZ 2 00594

MAIL STOP AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT B AFTER FINAL**

Dear Sir:

This is in response to the Office Action mailed August 15, 2006 in the above-captioned application.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.